

REMARKS

Reconsideration of the present application is requested. Claims 1-43 are currently pending, with claims 1, 12 and 13 being independent.

ENTRY OF THIS AMENDMENT AFTER FINAL REQUESTED

Applicants request entry of this Amendment After Final in that all amendments made herein have only been made to further clarify features previously set forth, but do not raise any new issues requiring further consideration or search.

REJECTION UNDER 35 U.S.C. § 112, First Paragraph

The Examiner continues to reject claims 1, 12 and 13 under 35 U.S.C. § 112, First Paragraph as failing to comply with the written description requirement. Particularly, the Examiner contends the recitation of, "the required function is optimized with regard to its parameters and afterwards an influence of the setting constants during simulation is taken into account separately from the optimization," as recited in claim 1, and somewhat similarly in claims 12 and 13, is not described in the specification.

Although Applicants do not necessarily agree with the Examiner, claims 1, 12 and 13 have been amended taking into account the Examiner's comments. Particularly, Applicants have removed the allegedly problematic limitation from each of claims 1, 12 and 13. Withdrawal of this rejection is requested.

REJECTION UNDER 35 U.S.C. § 112, SECOND PARAGRAPH

The Examiner continues to reject claims 1-43 under 35 U.S.C. § 112, Second Paragraph as being indefinite. Although Applicants do not necessarily agree with the Examiner, Applicants have amended claims 1, 12 and 13 taking into account the Examiner's comments. Withdrawal of this rejection is requested.

CONCLUSION

In view of above remarks, reconsideration of the outstanding rejection and allowance of the pending claims is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Andrew M. Waxman at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNES\$, DICKEY, & PIERCE, P.L.C.

By

Donald J. Daley, Reg. No. 34,313

P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

DJD/AMW

AW